

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - SPECIAL SESSION COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIR DAVE LEWIS**, on August 10, 2002 at 8:00 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. Dave Lewis, Chair (R)
Rep. Edith Clark, Vice Chair (R)
Rep. Matt McCann, Vice Chair (D)
Rep. John Brueggeman (R)
Rep. Rosalie (Rosie) Buzzas (D)
Rep. Tim Callahan (D)
Rep. Bob Davies (R)
Rep. Stanley (Stan) Fisher (R)
Rep. Dick Haines (R)
Rep. Donald L. Hedges (R)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Christine Kaufmann (D)
Rep. Monica Lindeen (D)
Rep. Jeff Pattison (R)
Rep. John Sinrud (R)
Rep. Joe Tropila (D)
Rep. John Witt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Taryn Purdy, Legislative Branch
Mary Lou Schmitz, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 30 - 8/02/02
HB 31 - 8/02/02
HB 32 - 8/02/02
SB 26 - 8/02/02
SB 27 - 8/02/02

Executive Action: HB 30 - DPAA 14-4
HB 31 - DO PASS 14-4
HB 32 - DPAA 10-8
SB 27 - BE CONCURRED IN 16-2
SB 26 - BE CONCURRED IN 15-3

Chairman Dave Lewis opened the meeting with announcements regarding the Bills that will come before the Committee.

HEARING ON HB 30

Sponsor: Representative Christopher Harris, HD 30 said this Bill is to restore the most severe, the most compelling cuts in the area of foster care, day care services, CHIPS, Medicaid funding emotionally disturbed children, and provider services. The Bill suggests putting \$4.2 million back into the Health and Human Services budget and in return, will get nearly \$11 million of federal matching funds and this can be done without any tax increase. The source of the funds is from the old Worker's Compensation fund. It will not affect the integrity of the fund.

Proponents: Representative Butch Waddill, HD 62.

Mike Cooney, Healthy Mothers, Healthy Babies;
Montana Coalition.

Madalyn Quinlan, OPI

Verner Bertelsen, Montana Senior Citizens
Association

Eric Feaver, MEA/MFT

Lance Melton, Montana School Boards Association

Bruce Messinger, Superintendent of Schools, Helena

Darrell Rude, Executive Director, School
Administrators of Montana

Jack Copps, Executive Director, Montana Quality
Education Coalition.

Duran Caferro, Montana Youth Homes

Mary Carol Wise, Montana Youth Homes, Jan Shaw Youth
Home.

Mary Caferro, Working for Equality and Economic Liberation, WEEL, an organization of low income families.

{Tape : 1; Side : A; Approx. Time Counter : 0 - 29.6}

Opponents: Mark Barry, Vice President, Corporate Support for the Montana State Fund.

Jacqueline Lenmark, American Insurance Association.

Roger McGlenn, Independent Insurance Agents of Montana.

Riley Johnson, National Federation Small Business.

Questions from Committee Members and Responses: None

Closing by Sponsor: Representative Harris closed the Hearing on HB 30.

HEARING ON HB 31

Sponsor: Representative Alan Olson, HD8 said this Bill will shorten time frames to allow constitutional amendments to get on the ballot.

Proponents: None

Opponents: Verner Bertelsen said he sees it as an attempt to put something in front of the people of Montana in a rush order.

Questions from Committee Members and Responses: Representatives Kaufmann, Buzzas to Representative Olson for further clarification.

Closing by Sponsor: Representative Olson closed the Hearing on HB 31.

HEARING ON HB 32

Sponsor: Representative Alan Olson, HD 8 said the basic intent of this Bill is to allow the voters of Montana to decide whether or not we should dedicate 1/4 of coal severance tax, presently going into the permanent trust or into a group of trusts, strictly into educational funding.

Proponents: Representative Dee Brown, HD 83.

{Tape : 1; Side : B; Approx. Time Counter : 0 - 29.4}

Opponents: Verner Bertelsen, Montana Senior Citizens

Representative Holly Raser, Missoula

Eric Feaver, MEA/MFT

Questions from Committee Members and Responses: Representative McCann to Mr. Bertelsen. Representative Buzzas to Representative Olson.

Closing by Sponsor: Representative Olson closed the Hearing on HB 32.

HEARING ON SB 27

Sponsor: Senator Corey Stapleton referred to page 2, section 3, the mileage is reduced from \$125,000 MTAP to \$56,000. The fiscal note does not reflect it but what this allows is already in statute what this type of money can be used for in terms of outreach. This Bill allows those funds to get where they need to be.

Proponents: Eric Feaver, MEA/MFT

Bill Sykes, School for the Deaf and Blind

Opponents: None

Questions from Committee Members and Responses: Representatives Jayne, Buzzas to Senator Stapleton.

Closing by Sponsor: Senator Stapleton closed the Hearing on SB 27.

HEARING ON SB 26

Sponsor: Senator Chris Christiaens, SD 23, Cascade County said this Bill takes the balance of the interim universal access account from the Public Service Commission and transfers it to the general fund, 10%; and to the Department of Public Health and Human Services, 90%. The \$657,000 net impact on General Fund is in HB 2 in co-payments and day treatment for juveniles.

Proponents: Susan Good, Montana Public Service Commission

Opponents: None

Questions from Committee Members and Responses: None

Closing by Sponsor: Senator Christiaens closed the Hearing on SB 26

EXECUTIVE ACTION ON SB 26

Motion/Vote: REP. HEDGES moved that SB 26 BE CONCURRED IN. Motion carried 15-3 with Representatives Fisher, Kasten and Pattison voting no. Representative Callahan will carry.

EXECUTIVE ACTION ON SB 27

Motion: REP. MCCANN moved that SB 27 BE CONCURRED IN.

Discussion: Representative Davies, Taryn Purdy

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Vote: Motion carried 16-2 with Representatives Fisher and Kasten voting no. Representative Tropila will carry.

EXECUTIVE ACTION ON HB 32

Motion: REP. CLARK moved that HB 32 DO PASS.

Discussion: Representatives Jayne, Lindeen with concerns.

Motion/Vote: REP. LINDEEN moved that HB 32 BE TABLED. Motion failed on a tie vote 9-9.

Motion/Vote: REP. PATTISON moved that HB 32 BE AMENDED to change the wording on lines 27 and 28. It strikes out after the word "for" through "system" and on line 29 after the word "against". "dedicating a portion of coal severance taxes to fund basic elementary and secondary schools and correspondingly reducing the flow of taxes to the trust fund". Motion carried 12-6 with Representatives Buzzas, Callahan, Jayne, Kaufmann, Lindeen and Tropila voting no.

Motion: REP. CLARK moved that HB 32 DO PASS AS AMENDED.

Substitute Motion: REP. BUZZAS moved that HB 32 BE TABLED. Motion failed 8-10 with Representatives Lewis, Clark, Brueggeman,

Davies, Fisher, Haines, Pattison, Witt, Hedges and Sinrud voting no.

Vote: HB 32 DO PASS AS AMENDED passed 10-8 with Representatives Buzzas, Callahan, Jayne, Kasten, Kaufmann, Lindeen, McCann and Tropila voting no.

EXECUTIVE ACTION ON HB 31

Motion: REP. CLARK moved that HB 31 DO PASS.

Substitute Motion/Vote: REP. KAUFMANN moved that HB 31 BE TABLED. Motion failed 8-10 with Representatives Lewis, Clark, Brueggeman, Davies, Fisher, Haines, Pattison, Witt, Hedges and Sinrud voting no.

Vote: HB 31 DO PASS carried on a reverse vote 10-8.

EXECUTIVE ACTION ON HB 30

Motion: REP. CLARK moved that HB 30 DO PASS.

Discussion: Representatives Buzzas, Kaufmann, McCann, Kasten to Representative Harris.

Motion/Vote: REP. TROPILA moved that HB 30 BE AMENDED. HB0003001.ajm. Motion carried 16-2 with Representatives Buzzas and Fisher voting no.

Motion/Vote: REP. BUZZAS moved that HB 30 BE AMENDED. HB003003.ajm EXHIBIT(aph06a01) Motion carried 17-1 with Representative Davies voting no.

Motion/Vote: REP. CLARK moved that HB 30 DO PASS AS AMENDED. Motion carried 14-4 with Representatives Davies, Fisher, Kasten and Pattison voting no.

{Tape : 2; Side : B; Approx. Time Counter : 0 - 28.1}

{Tape : 3; Side : A; Approx. Time Counter : 0 - 2.9}

ADJOURNMENT

Adjournment: 10:00 A.M.

REP. DAVE LEWIS, Chair

MARY LOU SCHMITZ, Secretary

DL/MS

EXHIBIT(aph06aad)